

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 3316 – SB 3184**

March 26, 2010

**SUMMARY OF AMENDMENT (015536):** Requires all costs, of an appeal to chancery court filed concerning a decision granting the certificate of need to an entity filing the application when an administrative law judge has ruled to affirm or deny such decision by the Health Services and Development Agency, be assessed against the person or entity filing the appeal if the court decision is the same as the agency and the administrative law judge.

**FISCAL IMPACT OF ORIGINAL BILL:**

Decrease State Expenditures – Not Significant

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Unchanged from the original fiscal note.**

Assumptions applied to amendment:

- There could be a decrease in the number of appeals of administrative law judge or Health Services and Development Agency (HSDA) decisions. These appeals are few in number and any decrease will not result in a significant decrease in expenditures.
- Currently, the loser of such appeals is required to pay for the cost of transcripts of the hearing and any administrative law judge fees.

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in cursive script, reading "James W. White".

James W. White, Executive Director

/kml